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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. | |
|--|-----------------|----------------------|---------------------|---------------------|--|
| 10/805,131 | 03/19/2004 | Bjoem Magnussen | ELLIP-007USB | 3151 | |
| 7663 | 7590 02/14/2006 | | EXAMINER | | |
| STETINA BRUNDA GARRED & BRUCKER 75 ENTERPRISE, SUITE 250 ALISO VIEJO, CA 92656 | | | DOUGHERTY | DOUGHERTY, THOMAS M | |
| | | | ART UNIT | PAPER NUMBER | |
| | | 2834 | | | |

DATE MAILED: 02/14/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

| | Application No. | Applicant(s) |
|--|---|--|
| Notice of Non-Compliant | 10/805/31 | |
| Amendment (37 CFR 1.121) | Examiner | Art Unit |
| Amonamon (or or N 1.121) | | |
| The MAILING DATE of this communication app | ears on the cover sheet with the co | orrespondence address |
| The amendment document filed on 2/03/06 requirements of 37 CFR 1.121. In order for the amendment required. | is considered non-compliant be ent document to be compliant, co | ecause it has failed to meet the prection of the following item(s) is |
| THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE A 1. Amendments to the specification: A. Amended paragraph(s) do not include B. New paragraph(s) should not be under C. Other | markings. | BE NON-COMPLIANT: |
| 2. Abstract:A. Not presented on a separate sheet. 37B. Other | CFR 1.72. | |
| 3. Amendments to the drawings: A. The drawings are not properly identifie "Annotated Sheet" as required by 37 C B. The practice of submitting proposed dr showing amended figures, without man C. Other | FR 1.121(d). awing correction has been elimin | ated. Replacement drawings |
| 4. Amendments to the claims: A. A complete listing of all of the claims is B. The listing of claims does not include the claim has not been provided with of each claim cannot be identified. No number by using one of the following such claims of this amendment paper here. D. The claims of this amendment paper here. | the text of all pending claims (incluing the proper status identifier, and a teact the status of every claim mustatus identifiers: (Original), (Currettered), (Withdrawn) and (Withdrawe not been presented in ascend | as such, the individual status to be indicated after its claim ently amended), (Canceled), who-currently amended). ding numerical order. |
| For further explanation of the amendment format required http://www.uspto.gov/web/offices/pac/dapp/opla/preogno | | 714 and the USPTO website at |
| TIME PERIODS FOR FILING A REPLY TO THIS NOTIC | E: | |
| Applicant is given no new time period if the non-cor filed after allowance. If applicant wishes to resubmit entire corrected amendment must be resubmitted v | the non-compliant after-final ame | endment with corrections, the |
| Applicant is given one month, or thirty (30) days, wh corrected section of the non-compliant amendment amendment is one of the following: a preliminary ame request for continued examination (RCE) under 37 C period under 37 CFR 1.103(a) or (c), and an amendment | in compliance with 37 CFR 1.12° endment, a non-final amendment FR 1.114), a supplemental amen | 1, if the non-compliant (including a submission for a dment filed within a suspension |
| Extensions of time are available under 37 CFR 1 amendment or an amendment filed in response to | | amendment is a non-final |
| Failure to timely respond to this notice will result Abandonment of the application if the non-confiled in response to a Quayle action; or Non-entry of the amendment if the non-compliance of the amendment if the non-compliance of the second results. | npliant amendment is a non-final | |
| amendment. | 171-272 | 2-/634 |
| Legal Instruments Examiner (LIE) | <u>571-272</u> | elephone No. |